## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA CHARLOTTESVILLE DIVISION

SIGMA LAMBDA UPSILON/	)
SEÑORITAS LATINAS UNIDAS	)
SORORITY, INC.,	)
	)
Plaintiff,	)
	)
v.	) Case No.: 3:18-CV-00085
	)
RECTOR AND VISITORS OF THE	)
UNIVERSITY OF VIRGINIA,	)
	)
Defendant.	)

## DEFENDANT UNIVERSITY OF VIRGINIA'S MOTION TO DISMISS

Defendant Rector and Visitors of the University of Virginia (University), by counsel, pursuant to Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure, respectfully moves this Court to dismiss Plaintiff's Complaint with prejudice because Plaintiff's claims against the University are barred by the Eleventh Amendment and Sovereign Immunity.

**WHEREFORE,** the University respectfully moves this Court to dismiss Plaintiff's Complaint with prejudice.

Date: December 21, 2018

Respectfully submitted,

## RECTOR AND VISITORS OF THE UNIVERSITY OF VIRGINIA

By: /s/ Barry T. Meek Counsel

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## **CERTIFICATE**

I hereby certify that on the 21<sup>st</sup> day of December 2018, a true copy of the University of Virginia's Motion to Dismiss was served by electronic means through the Court's CM/ECF system on counsel for Plaintiff as follows:

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RECTOR AND VISITORS OF THE UNIVERSITY OF VIRGINIA

/s/ Barry T. Meek